

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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In re REFCO INC. SECURITIES LITIGATION
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Case No. 07-MD-1902 (JSR)

This Document Relates to:

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KENNETH M. KRYS, et al.,
:

Plaintiffs, :

-against- :

CHRISTOPHER SUGRUE, et al.,
:

Defendants. :
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Case No. 08-CV-3065 (JSR)

Case No. 08-CV-3086 (JSR)

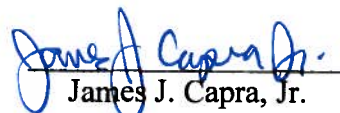
**DECLARATION OF JAMES J. CAPRA, JR. IN SUPPORT OF
PRICEWATERHOUSECOOPER LLP'S RESPONSE TO PLAINTIFFS' OBJECTION
TO THE REPORT AND RECOMMENDATION STRIKING EXPERT OPINIONS**

James J. Capra, Jr., an attorney duly admitted to practice in the State of New York,
hereby affirms under penalty of perjury:

1. I am a member of the law firm of King & Spalding LLP, attorneys for Defendant PricewaterhouseCoopers LLP ("PwC"). I submit this declaration in connection with PwC's Response to Plaintiffs' Objection to the Report and Recommendation Striking Expert Opinions filed on December 20, 2012.

2. Attached as Exhibit A is a copy of the portion of the transcript from the September 14, 2012 oral argument before Special Master Capra on the motions of PwC and Grant Thornton LLP/Mark Ramler to strike certain opinions of Plaintiffs' experts I. Michael Greenberger and R. David Wallace.

Dated: New York, New York
December 20, 2012


James J. Capra, Jr.